



Rod R. Blagojevich, Governor  
Eric E. Whitaker, M.D., M.P.H., Director

525-535 West Jefferson Street • Springfield, Illinois 62761-0001 • [www.idph.state.il.us](http://www.idph.state.il.us)

September 29, 2004

SEAN ERLÉNBECK  
AMERISAFE TRAINING SERVICES  
SPANISH  
3990 ENTERPRISE CT.  
AURORA, IL 60504

Re: Changes to the Commercial and Public Building Act

Dear SEAN ERLÉNBECK :

On August 10, 2004, Governor Rod R. Blagojevich approved the changes proposed to the Commercial and Public Building Asbestos Abatement Act. A copy of the relevant changes has been included with this letter. The changes were limited to Section 15 and Section 35 of the Commercial and Public Building Asbestos Abatement Act. The changes to Section 15 include the addition of the definitions for "asbestos consultant," "asbestos professional" and "designated person." Section 35 has been amended to require air sampling professionals, project managers and management planners to be licensed before conducting work in commercial and public buildings. The new definitions and the requirements regarding air sampling professionals, project managers and management planners are effective immediately. The Department requests that you inform your students of these changes during future courses.

In addition, Section 35 requires asbestos consultants to be license by the Department. This requirement becomes effective on January 1, 2005. However, as stated in Section 35 (10), the Department must review each application to ensure that the consultant meets the minimum standards as promulgated by rules. Since the Department does not have current regulations for asbestos consultants, the Department is not accepting applications at this time. The Department will not be accepting applications until rules have been implemented. Any proposed regulations and notification of public comment periods will be posted in the Illinois Register which can be found at the Secretary of State website ([www.sos.state.il.us](http://www.sos.state.il.us)). The Department appreciates your cooperation in keeping the regulated community informed on the changes in the Commercial and Public Building Asbestos Abatement Act.

If you have any questions, please contact me at the Illinois Department of Public Health, Asbestos Program, 525 West Jefferson Street, Springfield, IL 62761 or telephone (217) 782-3517, **for the hearing impaired only (TTY# 800-547-0466).**

Sincerely,  


R. Kent Cook  
Asbestos Program Manager

Enclosure: Copy of changes to 225 ILCS 207

*Improving public health, one community at a time*

printed on recycled paper



**Chicago Section  
American Industrial  
Hygiene Association**

**President**

James Swanson, CSP  
International Truck and Engine Corp.  
4201 Winfield Road  
Warrenville, IL 60555  
Phone: 630-753-6674

**President - Elect**

Eugene Satrun, CIH, CSP  
Exxon Mobil Corporation  
18825 Marjorie Parkway  
Mokena, IL 60448  
Phone: 815-521-7739

**Treasurer**

Kevin Aikman, Ph.D., CIH  
United Analytical Services, Inc.  
1515 Centre Circle Drive  
Downers Grove, IL 60515  
Phone: (630) 691-8271

**Secretary**

Catherine Simmons, CIH  
Boelter & Yates, Inc.  
1300 Higgins Road - Suite 301  
Park Ridge, Illinois 60068-5772  
Phone: (847) 685-9226

**Board of Directors**

Karen Boyce-Lindgren, CIH, CSP  
Boelter & Yates

Allen Ekstrom  
RAECO, Inc.

Glenn Filip  
Hewitt Associates

George Krafcisin  
Mosaic Management

Mary Ellen Kut  
Union Tank Car Company

Michael Rosenow, CIH  
Motorola - CGISS

Markus Schaufele  
University of Chicago Hospitals

Hillary Schneider, CIH, CSP  
UOP LLC

Paul Seidlitz, RN  
IL State Onsite Consultation Program

Fred Tremmel, Ph.D., CIH  
BP

Abraham Villegas, CPEA  
Metropolitan Water Reclamation  
District

**Past President**

Leslie Peterson, CIH  
Motorola Inc.

January 19, 2005

Illinois Department of Public Health  
525-535 W. Jefferson Street  
Springfield, IL 62761-0001

**ATTN: Mr. Kent Cook, Asbestos Program Manager**  
**RE: Freedom of Information Act Request**

Dear Mr. Cook:

The purpose of this letter is to request information under the Freedom of Information Act. As an Officer of the Chicago Section of the American Industrial Hygiene Association (CS AIHA), the Board of Directors has authorized a new committee to review and respond to the recent changes to the Commercial and Public Building Act. In order to serve the interests of all asbestos professionals in the State of Illinois, I am requesting the current list of Asbestos Project Designers, Asbestos Management Planners, Asbestos Building Inspectors, Asbestos Project Managers and Air Sampling Professionals.

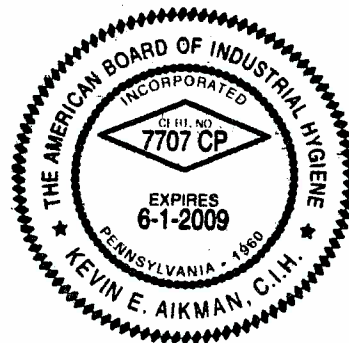
Please send the requested information to my attention at the following address:

United Analytical Services, Inc.  
1515 Centre Circle Drive  
Downers Grove, IL 60515

Thank you for your prompt response. Please feel free to contact me at (630) 691-8271 if you have any questions.

Sincerely,

Kevin E. Aikman, Ph.D., CIH, LIH  
Treasurer – CS AIHA



United  
Analytical  
Services, Inc.  
A Women Owned Business



1515 Centre Circle Drive  
Downers Grove, IL 60515-1770  
PHONE: (630)691-UAS1 (8271)  
FAX: (630) 691-1819  
E-Mail: uasinc@uas1.com

September 23, 2004

Illinois House of Representatives  
Office of the Speaker  
Room 532 State Capitol Building  
Springfield, IL 62706

**ATTN: Mr. Jack Unzicker, Research/Appropriations Staff**  
**RE: State of Illinois Joint Task Force on Mold in Indoor Environments -  
Recommendations for Final Report to the Illinois General Assembly**

Dear Mr. Unzicker:

Thank you for the opportunity to serve on the Joint Task Force on Mold in Indoor Environments. I served on the Joint Task Force as a practicing Certified Industrial Hygienist (CIH). Based on the testimony provided during the two Joint Task Force meetings and my professional experience, I have prepared the following comments and recommendations for inclusion in the final report to the Illinois General Assembly.

**I support legislation or regulation that would assist in addressing the issue of mold, so long as such legislation/regulation addresses the issue in a way that provides adequate protection for the public and workers.** One of my major concerns as a public health practitioner is to assure that "good science" is utilized in preparation of new environmental standards.

**I recommend that any new mold regulations specify minimum requirements for Mold Professionals (e.g. professional liability with mold provisions) and Mold Remediation Contractors.** Insurance requirements were included in the new State of Texas mold regulations.

**I recommend that any new mold regulations include language requiring an office in the State of Illinois for licensing mold professionals, contractors, supervisors & workers.** Residency requirements were also included in the new State of Texas mold regulations.

**I recommend that any new regulations clearly define criteria and methodology to be used by environmental professionals including Mold Inspections/Assessments, Mold Remediation, safety plans and remediation procedures.** The scope of this regulation should describe the procedures to be followed and the precautions to be taken when performing mold remediation in residential, institutional and commercial buildings, as well as personal property contents within these structures. Basic principles have been developed by the American Industrial Hygiene Association (AIHA) guideline entitled "Assessment, Remediation and Post-Remediation Verification of Mold in Buildings" which include engineering controls, work practices, biocides and testing.

**I recommend that any new regulations shall provide at a minimum the following definitions:**

“Competent Professional” which include, but are not limited to, certified industrial hygienists (CIHs) with education, training and experience in specific areas of science such as exposure assessment; indoor environmental quality; heating, ventilating and air conditioning; microbial assessment and remediation; building science; law/communication; microbiology/mycology; and health effects. My professional opinion is that the skills necessary to conduct proficient mold assessments can not be obtained through attendance at a 1-5 day training course. The competent professional will inevitably make decisions based on site-specific variables as well as professional judgement.

“Mold Assessment” means an inspection, investigation or survey of a dwelling, or other structure to provide the owner, building manager or occupant with information regarding the presence, identification or evaluation of mold; the development of a mold management plan or remediation protocol; or the collection or analysis of mold samples. Due to the complexity of many mold assessments, appropriate experts, such as building scientists and physicians, should be added to an assessment team where issues involved are beyond the expertise of a CIH or similarly qualified professional.

“Mold Remediation” means the removal, cleaning, sanitizing, demolition or other treatment, including preventative activities, of mold-contaminated matter, or mold that was not purposely grown at a given location.

**I recommend that any new mold regulations include a requirement for notification of the appropriate State agency.** This provision was included in the new State of Texas mold regulations which defined a “Mold Remediation Project” as a remediation of an area of over 25 contiguous square feet and may include a processing fee.

**At this time I do not believe that it is possible to define, or set a single occupational exposure limit for mold, due to the current state of scientific study in this area.** It is virtually impossible to specify levels at which the many difference types of molds may be considered “toxic”, because individuals have different sensitivities to mold and molds are ubiquitous in the environment. There are no health-based standards for exposure to airborne mold.

**I recommend that any new regulation include accredited laboratories to analyze mold samples.** Recognized sampling and analytical methods to identify and assess potential mold exposure is essential. Various organizations, including the AIHA and National Cooperation on Laboratory Accreditation (NACLA), are accrediting laboratories. In addition, these accreditations are currently recognized by various state and federal guidelines/regulations, including The New York City Department of Environment, U.S. Environmental Protection Agency, the Occupational Safety & Health Administration and the final mold rules in the State of Texas, promulgated in April of 2004.

**I recommend language within any new regulation to avoid conflict of interests.** For example, the new rules should prohibit individuals, or companies, from performing both mold assessments and mold remediation activities on the same project. Conflict of interest language was included in the new State of Texas mold rules.

I urge the General Assembly to review the following references/guidelines which should be incorporated into any new mold legislation/regulation in the State of Illinois:

ACGIH, *Bioaerosols Assessment and Control*, [www.acgih.org](http://www.acgih.org), 1999 (J. Macher editor).

AIHA Biosafety & Environmental Microbiology, Indoor Environmental Quality & Law Committee: *Assessment, Remediation, and Post-Remediation Verification of Mold in Buildings*; [www.aiha.org/webapps/commerce](http://www.aiha.org/webapps/commerce), September 2004.

AIHA Biosafety Committee Guide: *Field Guide for the Determination of Biological Contaminants in Environmental Samples*; [www.aiha.org/webapps/commerce](http://www.aiha.org/webapps/commerce), 1996 (update expected in 2004).

Burge (editor), *Bioaerosols*, CRC Press, Boca Raton, FL, 1995.

Institute of Inspection Cleaning & Restoration Certification: IICRC S520 - *Standard and Reference Guide for Professional Mold Remediation*; [www.iicrc.org](http://www.iicrc.org), 2003.

Institute of Inspection Cleaning & Restoration Certification: IICRC S500 - *Standard Reference Guide for Professional Water Damage Restortation*; [www.iicrc.org](http://www.iicrc.org), 1999.


New York City Department of Health - Bureau of Environmental & Occupational Disease Epidemiology: *Guidelines on Assessment and Remediation of Fungi in Indoor Environments*; [www.nycdoitt.ci.nyc.us/html/epi/moldrpt1](http://www.nycdoitt.ci.nyc.us/html/epi/moldrpt1), 2000.

US EPA, Office of Air and Radiation - Indoor Environments Division, *A Guide for Mold Remediation in Schools and Commercial Buildings*; EPA Document No. EPA 402-K-01-001, [www.epa.gov/iaq/molds](http://www.epa.gov/iaq/molds), March 2001.

#### CONCLUSION:

I apologize for the length of these comments; however, I believe that the above recommendations are valid concerns as the General Assembly moves forward in addressing this complex issue. I hope that my comments help clarify the current "state-of-art" standards/guidelines and my concerns regarding the potentially harmful effects microbial growth may have on the health of the public, workers and other exposed individuals. Please feel free to contact me if you have any questions, or need additional information regarding my comments.

Sincerely,  
UNITED ANALYTICAL SERVICES, INC.

  
Kevin E. Aikman, Ph.D., CIH, LIH  
Director of Industrial Hygiene

